

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

ERIC SHAPIRO, Individually and on Behalf
of All Others Similarly Situated,

Plaintiff,

- against -

ALLIANCE MMA, INC.,
PAUL K. DANNER, III, and JOHN PRICE,
and NETWORK 1 FINANCIAL
SECURITIES, INC.

Defendants.

Civil Action No. 1:17-cv-2583 (RBK)(AMD)

*** ELECTRONICALLY FILED ***

**Returnable
May 14, 2018**

Oral Argument Requested

NOTICE OF MOTION TO DISMISS THE AMENDED COMPLAINT

TO: Laurence M. Rosen, Esq.
THE ROSEN LAW FIRM, P.A.
609 W. South Orange Avenue, Suite 2P
South Orange, NJ 07079
Counsel for Lead Plaintiffs

Israel Dahan, Esq.
KING & SPAULDING LLP
1185 Avenue of the Americas
New York, NY 10036
Counsel for Alliance MMA, Inc.

PLEASE TAKE NOTICE, that on Monday, May 14, 2018 at 9 a.m. or as soon thereafter as counsel may be heard, defendant Network 1 Financial Securities, Inc. ("Network 1"), will move before the United States District Court of New Jersey, per. Honorable Robert B. Kugler, U.S.D.J., 4th & Cooper Streets, Camden, NJ 08101 in the above matter for an Order dismissing the Amended Complaint filed in the matter entitled: *Eric Shapiro, et al. v. Alliance MMA, Inc., et al.* for failure to state a claim upon which relief can be granted pursuant to FED. R. CIV. P. 12(b)(6).

PLEASE TAKE FURTHER NOTICE, that this motion is being filed in accordance with the procedures set forth in L. Civ. R. 7.1.

PLEASE TAKE FURTHER NOTICE, that in support of the within motion Network 1 shall rely upon the Memorandum of Law, Request for Judicial Notice, and the Declaration of Peter G. Siachos, Esq. (and exhibits thereto) submitted herewith.

PLEASE TAKE FURTHER NOTICE, that oral argument is respectfully requested if any opposition is submitted.

PLEASE TAKE FURTHER NOTICE, that a proposed form of Order is submitted herewith.

Dated: March 2, 2018

Respectfully submitted,

By: /s/ Peter G. Siachos
Peter G. Siachos
Jack I. Siegal (*pro hac vice* pending)

GORDON & REES LLP
18 Columbia Turnpike, Suite 220
Florham Park, New Jersey 07932
Phone No.: (973) 549-2532
Fax No.: (973) 377-1911
E-mail: psiachos@grsm.com
jsiegal@grsm.com

*Attorneys for Defendant
Network 1 Financial Securities, Inc..*

CERTIFICATE OF SERVICE

I hereby certify that on March 2, 2018, that the following documents were filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure upon all counsel of record via the Court's Electronic Case Filing System:

1. *Network 1 Financial Securities, Inc's Notice of Motion to Dismiss the Complaint;*
2. *Memorandum in Support of Defendant Network 1 Financial Securities, Inc's Motion to Dismiss Pursuant to Local Rule and Fed. R. Civ. P. 12(b)(6);*
3. *Declaration of Peter G. Siachos in Support of Defendant Network 1 Financial Securities, Inc's Motion to Dismiss;*
4. *Network 1 Financial Securities, Inc's Civil Action – Proposed Order Granting Motion to Dismiss;*
5. *Network 1 Financial Securities, Inc.'s Request for Judicial Notice in Support of Motion to Dismiss.*

Dated: March 2, 2018

/s/ Peter G. Siachos

Peter G. Siachos